

Recess.

On motion of Senator Holbrook, the Senate, at 10:45 a. m., recessed until 3 o'clock p. m.

After Recess.

The Senate met at 3 o'clock p. m., pursuant to recess, was called to order by Lieutenant Governor Barry Miller.

Committee Reports.

Senator Woodward, Chairman of the Committee to place employees of the Senate, reported that the report of the Committee had been filed with the Secretary of the Senate.

Adjournment.

On motion of Senator Woodward, the Senate, at 3:10 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.**Committee Reports.****Committee Room.**

Austin, Texas, Jan. 14, 1931.
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred:

S. B. No. 1, A bill to be entitled "An Act to repeal Chapter 81 of the General and Special Laws of the State of Texas, enacted in 1929, and declaring an emergency."

Have had same under consideration, and I am instructed to report same back with the recommendations that it do pass and be printed in the Journal and not otherwise.

MOORE, Chairman.

By Rawlings

S. B. No. 1.

A BILL**To Be Entitled**

"An Act to repeal Chapter 81 of the General and Special Laws of the State of Texas, enacted in 1929, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That Chapter 81, House Bill No. 596 of the General and Special Laws, passed by the Regular Session of the Forty-first

Legislature of the State of Texas, be and the same is hereby in all things repealed.

Section 2. The fact that said law as passed applies only to Tarrant County, and, since the same became effective, was made an issue in the election held in Tarrant County in July, 1930, and that said law was by the voters of said county decisively repudiated and rejected, and the further fact that the newly elected officers of Tarrant County whose appointees and assistants come within the terms of said law have regarded said law as repealed, and have selected their various appointees without regard to the said law, and the further fact that the employees under former administrations are endeavoring to retain their positions under the authority of said act, which has resulted in conflict and confusion in the several county offices, and the two sets of employees are now in litigation to establish the legal rights and priorities to said positions; and, further, the enactment as it now stands is a distinct menace to the district to which it is now applicable, resulting in unjust discrimination, confusion, inconvenience, and expense to the citizens of the State of Texas, and particularly to the citizens of Tarrant County, creates an emergency and an imperative public necessity that the constitutional provision requiring bills to be read on three several days in each house, and the further constitutional provision that no final action shall be taken on bills during the first sixty days of the Legislature be suspended, and they are hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

THIRD DAY.

Senate Chamber,

Austin, Texas.

January 15, 1931.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodul.
Neal.	Woodruff.

Absent—Excused.

Greer.	Woodward.
Pollard.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Rawlings.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Holbrook:

S. B. No. 21, A bill to be entitled "An Act authorizing certain charitable and eleemosynary institutions incorporated under the laws of the State of Texas to exercise the right of eminent domain and condemnation within the confines of any incorporated city in this State having more than 43,000 inhabitants according to the United States census of 1920, which city is in a county having a population of less than 100,000 inhabitants according to said census; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Hornsby, Purl:

S. B. No. 22, A bill to be entitled "An Act exempting from taxation property owned by a church or by a strictly religious society for the exclusive use as a dwelling place for the minister of such church or religious society which yields no revenue whatever to such church or religious society, and property used exclusively and reasonably necessary in conducting any association en-

gaged in promoting the religious, educational, and physical development of boys, girls, young men or young women, and declaring an emergency."

Read and referred to Committee on State Affairs.

By Senator Stevenson

S. B. No. 23, A bill to be entitled "An Act to amend Article 1052 Title 15, Chapter 13, Code of Criminal Procedure of the State of Texas, 1925, as amended by Chapter 55, Acts of the First Called Session of the 41st Legislature, by substituting population of 25,000 or less for population of 20,000 or less and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Oneal:

S. B. No. 24, A bill to be entitled "An Act to amend Subdivision 46, of Article 199, Title 8 of the Revised Statutes of Texas, 1925, as same appears on page 99 and 100 of Volume 1 of said Revised Statutes, so as to change the time and terms of holding the terms of District Court in Wilbarger, Hardeman and Foard Counties, constituting the 46th Judicial District of Texas; validating and continuing all writs and process issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the terms of Court in said counties and district as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available in said counties under this Act; and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Read and referred to Committee on Criminal Jurisprudence.

By Senator Parr:

S. B. No. 25, A bill to be entitled "An Act to amend Article 324 of the Revised Civil Statutes of 1925 as amended by H. B. No. 222, Chapter 254, Acts of the Regular Session of the 41st Legislature, and declaring an emergency."

Read and referred to Committee on State Affairs.

By Senator Purl:

S. B. No. 26, A bill to be entitled "An Act amending Article 4726 of

the revised Civil Statutes of the State of Texas, Permitting a Life Insurance Company to own an Office Building located on leased ground, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Beck:

S. B. No. 27, A bill to be entitled "An Act amending Article 3217 of the Revised Civil Statutes of 1925, and declaring an emergency."

Read and referred to Committee on Finance.

Senators Excused.

The following Senators were excused for today and the rest of the week on account of important business:

Senator Greer, on motion of Senator Oneal.

Senators Pollard and Woodward, on motion of Senator Woodul.

S. C. R. No. 5.

Senator Woodul sent up the following resolution:

Resolved by the Senate of Texas, the House of Representatives concurring, That there shall be held in the hall of the House of Representatives at 2:00 o'clock p. m., Thursday January 15th, 1931, a joint session of the Legislature for the purpose of receiving and considering the returns of the election for the executive officers of the State of Texas, and opening said returns and publishing said returns and the results thereof, in the presence of both houses of the Legislature, and for the further purpose of then and there determining what persons received the highest number of votes for the said respective executive offices of the State of Texas, and for the further purpose of making declaration as to the election of said executive officers of the State of Texas.

WOODUL, PURL,
POAGE, HOPKINS.
HOLBROOK,

Read and adopted.

Messages from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives.
Austin, Texas, Jan. 15, 1931.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 4, Providing for a joint session of the House and Senate at 11 a. m., Thursday, January 15, 1931, for the purpose of hearing the message of the Governor.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, Jan. 15, 1931.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 1, Providing for the appointment of a Committee of five members from the House and five members from the Senate to canvass the vote of the recent general election for Governor and Lieutenant Governor.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

H. C. R. No. 1.

The Chair laid before the Senate H. C. R. No. 1, Providing for the appointment of a committee of five members from the House and five members from the Senate to canvass the vote of the recent general election for Governor and Lieutenant Governor.

Read and adopted.

Joint Session.

At 11 o'clock a. m., the Chair announced that the hour for the joint session had arrived. The Senate retired to the House.

After Joint Session.

The Senate returned to the Senate Chamber at 12:05 o'clock p. m.

Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, Jan. 15, 1931,
Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following resolution:

S. C. R. No. 5, Providing for a
joint session of the House and Sen-
ate at 2 p. m., Jan. 15, 1931, for
the purpose of receiving and con-
sidering the return of the election
for the executive officers of the
State of Texas.

Respectively submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Message from the Governor.

The Chair recognized the Door-
keeper, who introduced a messenger
from the Governor with the follow-
ing message:

Executive Office,
Austin, Texas, Jan. 14, 1931,
To the members of the Forty-second
Legislature:

Honorable R. S. Sterling, Gov-
ernor-elect, has requested in the at-
tached telegram that I submit for
your consideration the subject of
amending our statutes respecting the
payment of state and county taxes,
to the end that the same may be
paid in semiannual installments.

Complying with this request, there
is submitted for your consideration
at this time the subject of amend-
ing the laws regarding the time of
payment of state and county taxes,
to the end that the same may author-
ize the payment of these taxes in
semi-annual installments.

Respectfully submitted,
DAN MOODY.

(Telegram.)

Houston, Texas,
Governor Dan Moody,
Austin, Texas.

I am sending the following mes-
sage to Senators Woodward and
Woodul "For some time I have been
considering advisability amending
our Tax Laws to permit payment of
State and County Taxes in semi an-
nual installments rather than in one
installment and I am convinced that
such an amendment is not only
sound governmental policy but
would be of substantial advantage to
our people at this particular time.

Owing to fact that there remain only
a little over two weeks for the en-
actment of this Legislation if the
amendment is to become effective
for this year I will therefore appre-
ciate it if Governor Moody will sub-
mit this to the Legislature as an
emergency measure if consistent
with his views."

R. S. STERLING.

Recess.

At 12:06 o'clock p. m., the Sen-
ate, on motion of Senator DeBerry,
recessed until 1:55 o'clock p. m.

After Recess.

The Senate met at 1:55 o'clock
p. m., pursuant to recess, and was
called to order by the Lieutenant
Governor Barry Miller.

Joint Session.

At 2 o'clock, the Chair announced
that the hour for the joint session
had arrived. The Senate retired to
the House.

After Joint Session.

The Senate returned to the Sen-
ate Chamber at 3:45 o'clock p. m.

Adjournment.

On motion of Senator Hornsby,
the Senate, at 3:47 o'clock p. m.,
adjourned until tomorrow morning
at 10 o'clock.

APPENDIX.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, Jan. 15, 1931.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on En-
grossed Bills have carefully exam-
ined Senate Bill No. 11 and find the
same correctly Engrossed.

GAINER, Chairman.

Committee Room,
Austin, Texas, Jan. 15, 1931.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on En-
grossed Bills have carefully exam-
ined Senate Bill No. 12 and find the
same correctly Engrossed.

GAINER, Chairman.